

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION**

STEVEN FINK,)
)
)
Movant,)
)
)
v.) No. 4:12CV930 RWS
)
)
UNITED STATES OF AMERICA,)
)
)
Respondent.)

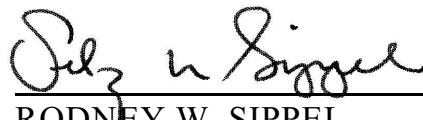
MEMORANDUM AND ORDER

This matter is before me on movant's motion for a hearing or a ruling on his § 2255 motion. Previously, I stayed the case because movant had a pending appeal. Movant states that he has moved to dismiss his appeal, and therefore, this action is ripe for review. A review of the appellate case file, however, shows that movant's wife filed a motion to dismiss the appeal and that the Eighth Circuit Court of Appeals has not yet entered judgment in the case.

Accordingly,

IT IS HEREBY ORDERED that movant's motion for a hearing or a ruling on his § 2255 motion [Doc. 7] is **DENIED**.

Dated this 19th day of June, 2012.



RODNEY W. SIPPEL
UNITED STATES DISTRICT JUDGE